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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

STEVEN A. KEGEL,

Case No. 3:06-cv-00093-LRH (VPC)

Plaintiff,

v.

BROWN & WILLIAMSON TOBACCO CORPORATION; BROWN & WILLIAMSON TOBACCO CORPORATION SHORT-TERM DISABILITY PLAN FOR SALARIED EMPLOYEES; BROWN & WILLIAMSON TOBACCO CORPORATION WELFARE AND FRINGE BENEFIT PLAN; R.J. REYNOLDS TOBACCO CO.; BROWN & WILLIAMSON TOBACCO CORPORATION/REYNOLDS AMERICAN, INC. SPECIAL SEVERANCE BENEFITS; *et al.*,

Defendants.

**STIPULATION TO EXTEND TIME FOR DEFENDANTS TO REPLY IN SUPPORT OF MOTION TO DISMISS**  
**AND ORDER**

Plaintiff Steven Kegel and Defendant R.J. Reynolds Tobacco Company, for itself and as successor in interest to Brown & Williamson Tobacco Corporation, stipulate and agree that defendant may have until Thursday, July 16, 2009, within which to reply in support of its motion to dismiss. The reply is presently due on July 6, 2009. This is the first request for extension

1  
2 with respect to the reply regarding the motion to dismiss. This extension is requested to  
3 accommodate the calendar of Reynolds' counsel and not for purposes of delay.  
4

DATED this 25<sup>th</sup> day of June, 2009.

5 ROSE LAW OFFICE

MORRIS PETERSON

6 By \_\_\_\_\_ /s/  
7 Sean P. Rose  
8 Attorney for Plaintiff

By \_\_\_\_\_ /s/  
9 Suellen Fulstone  
10 Attorneys for R.J. Reynolds

**ORDER**

11 **IT IS SO ORDERED.**

12 DATED this 29th day of June, 2009.



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13 LARRY R. HICKS  
14 UNITED STATES DISTRICT JUDGE

## **CERTIFICATE OF SERVICE**

Pursuant to Fed. R. Civ. P. 5(b) and Section IV of the District of Nevada Electronic Filing Procedures, I certify that I am an employee of MORRIS PETERSON and that the foregoing document was served via electronic service to:

Jonathan J. Whitehead  
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Reno, NV 89511

Sean Rose  
150 W. Huffaker Lane, Suite 101  
Reno, NV 89511

Stephen H. Osborne  
232 Court St.  
Reno, NV 89501

DATED this 25<sup>th</sup> day of June, 2009.

Elaine F. Bates  
Employee of Morris Peterson